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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

May Stop Petitions Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 September 22, 2004

(Date of Deposit)

Harold C. Moore

Name of person mailing Document or Fee

Signature

September 22, 2004

Date of Signature

Re:

Application of:

Slater et al.

Serial No.:

09/995,844

Filed:

November 28, 2001

For:

Utility Meter Using

Temperature Compensation

Confirmation No.:

3190

Examiner:

To be assigned

Our Docket No.:

1505-0106

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Please find for filing in connection with the above patent application the following documents:

- (1) Notice to File Missing Parts of Application (copy);
- (2) Declaration and Power of Attorney Executed in Two Counterparts;
- (3) Check in the amount of \$900.00, \$770.00 for the Filing Fee and \$130.00 for the surcharge pursuant to 37 C.F.R. 1.16(e); and
- (4) One (1) return postcard.

Please charge any fee deficiency or credit any overpayment to Deposit Account No. 13-0014, but not to include any payment of issue fees.

Respectfully Submitted,

MAGINOT, MOORE & BECK

September 22, 2004

Harold C. Moore

Registration No. 37,892 Bank One Center/Tower

111 Monument Circle, Suite 3000 Indianapolis, Indiana 46204-5115

(317)-638-2922 phone (317)-638-2139 fax

**Enclosures** 







UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Dox 1450 Alexandria, Viginia 22313-1450 www.npluguv

APPLICATION NUMBER

FILING OR 371(C) DATE

FIRST NAMED APPLICANT

ATTY. DOCKET NO./TITLE

的9/995,844

11/28/2001

Byron J. Slater

2001P17789US01 (1505-0106

CONFIRMATION NO. 3190
ABANDONMENT/TERMINATION
LETTER

\*OC000000011331847\*

Harold C. Moore
Maginot, Addison & Moore
Bank One Center/Tower
111 Monument Circle, Suite 3000
Indianapolis, IN 46204-5115

Date Mailed: 11/21/2003

# NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 12/17/2001.

No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(I); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

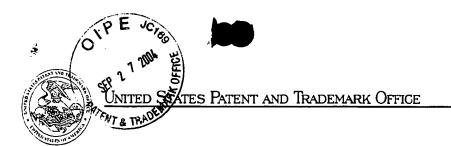
Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023I
www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/995,844

RECEIVED

Byron J. Slater

2001P17789US01 (1505-0106

CONFIRMATION NO. 3190

FORMALITIES LETTER

\*OC00000007200302\*

SEP 2 9 2004

Harold C. Moore
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111 Monument Circle, Suite 3000 Indianapolis, IN 46204-5115

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Date Mailed: 12/17/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

  Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- · The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

A copy of this notice <u>MUST</u> be returned with the reply.

M. K

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/28/2004 WABDELR1 00000025 09995844

02 FC:1001 03 FC:1051 770.00 OP 130.00 OP

a 12/31/01